IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION No. 1907 OF 2007

Office Notes, Office Memorandum of Coram appearances, Court's orders or directions and Registrar's orders :	:	Court's or Judge's orders

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Mr. M. S. Ramthakur, advocate
for the petitioner.

Mr. A. S. Gadkari, APP for
respondent No.1.

CORAM : R.M.S. KHANDEPARKAR
AND
Mrs. V.K. TAHILRAMANI, JJ.

DATE : OCTOBER 18, 2007.

P.C.

. The learned APP states that investigation is already completed and charge sheet will be filed as early as possible. We accept the said statement. Learned Advocate states that I.O. be directed to deposit the amount of Rs.1,50,000/- which has been deposited by the petitioner with the I.O., pursuant to the order dated 22 August 2007 passed by the learned Single Judge in Criminal Application No. 1094 of 2007 in the Court. We find no difficulty in issuing such

directions to the I.O. As the matter will be placed before the concerned Court, it would be appropriate to direct the I.O. to deposit amount of Rs.1,50,000/- in the Court within two weeks from today. However, we clarify that disbursement of the said amount shall be in accordance with the order to be passed by the concerned Court after hearing the parties. Thereupon, the learned advocate for the petitioner craves leave to withdraw the petition on reserving all the rights of the petitioner to raise the objections before the concerned Court in the proceeding before the that Court.

2. He further requests that the direction under order dated 22nd August 2007 also indicates that the petitioner should deposit sum of Rs.5,000/- being maintenance payable to the daughter with the I.O. and accordingly the petitioner had sought to deposit the said amount with I.O., but I.O. has not accepted the same, in spite of the fact that I.O. is directed to open the bank account in the name of daughter of the petitioner and to deposit

the said amount in the said account, every month, amounting to Rs.5,000/-. Account shall be opened by the petitioner within one week and all the arrears shall be deposited within two weeks in the said account and passbook in that regard shall be deposited in the 27th Court, Mulund. Accordingly, petition stands disposed with above directions.

Sd/-
[R.M.S. KHANDEPARKAR, J.]

Sd/-
[Smt. V. K. TAHILRAMANI,J.]